

### **REMARKS**

Claims 1-53 are pending in the application and stand rejected.

Claims 1, 7, 18, 28, 39, 50, 51, 52, and 53 are amended by replacing “comprising” with the language “consisting essentially of”. The amendment finds support throughout the specification as filed at such as at, for example, paragraph [0066]. No new matter is added.

### **Rejections under Section 102**

Claims 1-53 stand rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,413,644 to Ashcraft; and under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,682,825 to Kennedy. The Applicants traverse these rejections, as each of *Ashcroft* and *Kennedy* disclose layered compositions that must include three or more layers of materials distinct from those claimed.

Applicants request that these rejections be withdrawn.

Having addressed all issues set out in the office action, Applicants respectfully submit that the pending claims are now in condition for allowance. If necessary to affect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to affect a timely response. Please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1712 (Docket #:2003B049/2).

Respectfully submitted,

August 13, 2008

Date

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